

# HOUSE BILL No. 1152

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 2-5-40.

**Synopsis:** Study of effects of laws on small municipalities. Establishes a special interim study committee to study the effect of legislation on small municipalities. Requires the committee to study: (1) the effect of property tax caps on small municipalities; and (2) any negative effects of other Indiana laws on small municipalities. Provides that the committee expires January 1, 2018.

**Effective:** Upon passage.

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January 7, 2016, read first time and referred to Committee on Ways and Means.

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Second Regular Session of the 119th General Assembly (2016)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2015 Regular Session of the General Assembly.

## HOUSE BILL No. 1152

A BILL FOR AN ACT to amend the Indiana Code concerning the general assembly.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 2-5-40 IS ADDED TO THE INDIANA CODE AS  
2 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON  
3 PASSAGE]:

4 **Chapter 40. Special Interim Study Committee to Study the**  
5 **Effect of Legislation on Small Municipalities**

6 **Sec. 1. As used in this chapter, "committee" refers to the special**  
7 **interim study committee to study the effect of legislation on small**  
8 **municipalities established by section 3 of this chapter.**

9 **Sec. 2. As used in this chapter, "small municipality" refers to a**  
10 **municipality that has a population of not more than ten thousand**  
11 **(10,000).**

12 **Sec. 3. The special interim study committee to study the effect**  
13 **of legislation on small municipalities is established.**

14 **Sec. 4. The committee has the following voting members:**

15 **(1) The following members appointed by the speaker:**

16 **(A) Two (2) members of the house.**

17 **(B) One (1) lay member who:**



- 1 (i) is not a member of the general assembly; and
- 2 (ii) represents a small municipality.
- 3 (2) The following members appointed by the minority leader
- 4 of the house:
- 5 (A) Two (2) members of the house.
- 6 (B) One (1) lay member who:
- 7 (i) is not a member of the general assembly; and
- 8 (ii) represents a small municipality.
- 9 (3) The following members appointed by the president pro
- 10 tempore:
- 11 (A) Two (2) members of the senate.
- 12 (B) One (1) lay member who:
- 13 (i) is not a member of the general assembly; and
- 14 (ii) represents a small municipality.
- 15 (4) The following members appointed by the minority leader
- 16 of the senate:
- 17 (A) Two (2) members of the senate.
- 18 (B) One (1) lay member who:
- 19 (i) is not a member of the general assembly; and
- 20 (ii) represents a small municipality.
- 21 **Sec. 5. IC 2-5-1.2 applies to the operation of the committee.**
- 22 **However, the following apply:**
- 23 (1) The speaker shall appoint the chair of the committee.
- 24 (2) The president pro tempore shall appoint the vice chair of
- 25 the committee.
- 26 (3) The chair of the committee, the vice chair of the
- 27 committee, and each member of the committee serve at the
- 28 will of the appointing authority.
- 29 (4) If the chair of the committee establishes a subcommittee
- 30 under section 6 of this chapter, the chair of the committee
- 31 shall appoint the members of the subcommittee from among
- 32 the members of the committee and the chair of the
- 33 subcommittee from among the members of the subcommittee.
- 34 **Sec. 6. (a) The chair of the committee may establish not more**
- 35 **than two (2) subcommittees to be in existence at the same time to**
- 36 **assist the committee.**
- 37 (b) The expenses of a subcommittee established under
- 38 subsection (a), including per diem, mileage, and travel allowances
- 39 payable under IC 2-5-1.2-11, shall be paid from money authorized
- 40 by the legislative council for operation of the committee. The
- 41 amount authorized by the legislative council for expenditures of the
- 42 committee may not be increased to pay for the operation of a



1 subcommittee.  
2 Sec. 7. The committee shall do the following:  
3 (1) Study the effect of property tax caps on small  
4 municipalities.  
5 (2) Study any negative effects of other Indiana laws on small  
6 municipalities.  
7 Sec. 8. The committee shall submit a final report to the  
8 legislative council before December 1, 2017, and the interim  
9 reports requested by the legislative council.  
10 Sec. 9. This chapter expires January 1, 2018.  
11 SECTION 2. An emergency is declared for this act.

